

## **REMARKS**

In the Official Action mailed on **9/21/04, 2004**, the examiner reviewed claims 1, 3-8, 10-15, and 17-21. Claims 1, 3-8, 10-15, and 17-21 were rejected under 35 U.S.C. §103(a) as being unpatentable over Sipple et al. (USPN 6,405,327, hereinafter “Sipple”), in view of alSafadi et al. (USPN 6,467,088, hereinafter “alSafadi”), in view of Smith et al. (USPN 5,848,250, hereinafter “Smith”), and further in view of Katz et al. (USPN 6,055,513, hereinafter “Katz”).

### **Rejections under 35 U.S.C. §103(a)**

Independent claims 1, 8, and 15 were rejected as being unpatentable over Sipple, in view of alSafadi, in view of Smith, and further in view of Katz. The Examiner avers, *inter alia*, that Katz teaches the memory configuration is automatically sent to the website.

Applicant respectfully points out that Katz teaches away from obtaining memory configuration. Specifically, Katz teaches “*obtaining primary transaction data with respect to the transaction...obtaining at least a second data element relating to the user*” (see Katz, col. 8, lines 53-57). In other words, the invention in Katz obtains **information relating to the transaction and the user**.

In contrast, the present invention is directed to obtain **memory configuration information** and to forward it to a vendor’s website (see page 8, line 8 through page 9, line 10, page 11, lines 5-11). Obtaining memory configuration is beneficial because it obviates an error prone (and possibly difficult for a novice user) manual procedure. Note that memory configuration information is entirely different from transaction information or user information. In fact, it is impossible to determine the memory configuration based on transactional information or user information.

There is nothing in the combined teachings of Sipple, alSafadi, Smith, and Katz, either separately or in concert, which suggests obtaining memory

configuration information and forwarding it from the computer to a vendor's website for memory upgrade purposes.

Accordingly, Applicant has amended independent claims 1, 8, and 15 to clarify that the computer system obtains and automatically forwards memory configuration information from the computer to a vendor's website. These amendments find support on page 8, line 8 through page 9, line 10 and page 11, lines 5-11 of the instant application.

Hence, Applicant respectfully submits that independent claims 1, 8, and 15 as presently amended are in condition for allowance. Applicant also submits that claims 3-7, which depend upon claim 1, claims 10-14, which depend upon claim 8, and claims 17-21, which depend upon claim 15, are for the same reasons in condition for allowance and for reasons of the unique combinations recited in such claims.

**CONCLUSION**

It is submitted that the present application is presently in form for allowance. Such action is respectfully requested.

Respectfully submitted,

By



A. Richard Park  
Registration No. 41,241

Date: October 19, 2004

A. Richard Park  
PARK, VAUGHAN & FLEMING LLP  
508 Second Street, Suite 201  
Davis, CA 95616-4692  
Tel: (530) 759-1661  
FAX: (530) 759-1665